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Attorney for Defendants MARTIN C. LIN,
YUSHAN WANG aka SAMANTHA WANG,
and IMAGE DEVICE, INC.

**IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

ATECH FLASH TECHNOLOGY, INC. & }
SUNUS SUNTEK, INC. }
Plaintiffs, }
vs. }
MARTIN C. LIN, YUSHAN WANG aka }
SAMANTHA WANG, and IMAGE }
DEVICE, INC.; }
Defendants. }

Case No. C07-02949 PVT

**SECOND STIPULATION TO EXTEND
TIME TO ANSWER OR OTHERWISE
RESPOND TO FIRST AMENDED
COMPLAINT**

The Hon. Patricia V. Trumbull

IT IS HEREBY STIPULATED by and between Plaintiffs Atech Flash Technology, Inc. and Sunus Suntek, Inc. (collectively, “Plaintiffs”) and Defendants Martin C. Lin, Yushan Wang a.k.a. Samantha Wang, and Image Device, Inc. (collectively “Defendants”), through their respective

undersigned counsel, pursuant to Local Rule 6-1, that the time within which Defendants must answer or otherwise respond to the First Amended Complaint for Damages in this action shall be extended to and including January 4, 2008.

This Stipulation is not entered into for purposes of delay, but rather to provide the parties more time to attempt settlement of the case. The parties have entered into pre-mediation settlement negotiations and have a court supervised mediation scheduled with mediator Susan Stott on December 6, 2007. In the event that the case is not settled, defendants anticipate that they will file another motion to dismiss and moving the due date of the responsive pleading will alleviate a conflict with the due date of plaintiff's opposition to the motion to dismiss as plaintiffs' attorney, Yung Ming Chou, will be out of the office from December 24, 2007 to January 3, 2008. The parties believe that this extension of time is in their best interests and designed to "secure the just, speedy, and inexpensive determination" of this action consistent with the mandate of Federal Rule of Civil Procedure 1.

IT IS SO STIPULATED:

Dated: November 9, 2007

/s/ Yong Ming Chou

YUNG MING CHOU, Attorney for Plaintiffs Atech Flash Technology, Inc. and Sunus Suntek, Inc.

Dated: November 9, 2007

/s/ Richard A. Kutche

RICHARD A. KUTCHE, Attorney for Defendants Martin C. Lin, Yushan Wang a.k.a. Samantha Wang, and Image Device, Inc.

1 Atech Flash Technology, Inc., et al. v. Martin C. Lin, et al.
2 U.S. District Court, Northern District of California, Case No. C07-02949 PVT

3 **CERTIFICATE OF SERVICE**

4 The foregoing document has been filed electronically with the Clerk of the Court this day
5 through the Court's electronic filing system, which will provide notice to the following E-mail
6 recipients:

7 Yung Ming Chou, Esq.
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Attorney for Plaintiffs Atech Flash Technology,
Inc. and Sunus Suntek, Inc.

10 Dated: November 9, 2007

11 /s/ Richard A. Kutche
12 RICHARD A. KUTCHE, Attorney for Defendants
13 MARTIN C. LIN, YUSHAN WANG aka
14 SAMANTHA WANG, and IMAGE DEVICE, INC.
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